

Message Text

CONFIDENTIAL

PAGE 01 BONN 01572 271257Z POSS DUPE
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
-----272122Z 066833 /66

R 271243Z JAN 77
FM AMEMBASSY BONN
TO USMISSION USBERLIN
SECSTATE WASHDC 5096
INFO AMEMBASSY LONDON
AMEMBASSY NEW DELHI

C O N F I D E N T I A L BONN 01572

EXDIS

E.O. 11652: GDS
TAGS: PARM, TECH, ENRG, GW, IN, WB
SUBJ: BORSIG CASE

REF: A. USBERLIN 229; B. BONN 1197; MCCLELLAND/SLATER
(USBERLIN)TELCON 1/24/77

1. WE CONFIRMED ON JANUARY 26 THAT FRG FOREIGN
OFFICE WAS AWARE OF SUBSTANCE OF REF A AND THAT FRG
DID INTEND TO PROCEED AS REPORTED REF B. NEW AMEND-
MENTS TO ATOMIC ENERGY LIST OF AUSSENWIRTSCHAFTSGESETZ
WILL ADD HEAVY WATER PLANT COMPRESSORS, IDENTIFIED BY
COMBINATION OF TECHNICAL AND "END USE" CRITERIA.

2. REF A SUGGESTS THAT IT MAY BE DESIRABLE TO PREPARE
TO COUNTER COMPLAINTS FROM BORSIG THAT ALLIED CONTROLS
ARE RESPONSIBLE FOR LOSS OF INDIAN ORDER. (SEE STATE
297934, DEC 1975). INFORMATION AVAILABLE HERE INDICA-
TES THAT RELEVANT ALLIED KOMMANDATURA REGULATIONS
REQUIRE CONTROLS ON "...EQUIPMENT FOR THE PRODUCTION,
CONCENTRATION OR PROCESSING..." OF HEAVY WATER
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(SCHEDULE A OF BK/O(61)8 OF JULY 12, 1961). PRESENT
FRG EXPORT REGULATIONS REQUIRE A LICENSE FOR "...EQUIP-
MENT SPECIALLY CONSTRUCTED FOR THE PRODUCTION OR CON-
CENTRATION OF DEUTERIUM OXIDE...". NUCLEAR SUPPLIER
GUIDELINES AND TRIGGER LIST (CONFIDENTIAL) REQUIRE
CONTROLS ON THE EXPORT OF "...EQUIPMENT ESPECIALLY
DESIGNED OR PREPARED..." FOR THE PRODUCTION OF HEAVY

WATER.

3. IT IS CLEAR, THEREFORE, THAT EVEN IF IT HAD BEEN NECESSARY FOR THE AK TO BLOCK THIS EXPORT, THE REGULATIONS UNDER WHICH THIS ACTION WOULD HAVE BEEN TAKEN ARE FULLY COMPATIBLE WITH THOSE APPLICABLE IN THE FRG AND WITH AN INTERNATIONAL CONSENSUS. UNDER THE SCENARIO OUTLINED IN REF B, THE FRG WILL ASSUME RESPONSIBILITY FOR EXPORT CONTROLS ON THE MAJOR PART OF THE BORSIG COMPRESSOR ORDER FOR INDIA. WE UNDERSTAND THAT BORSIG HAS ALREADY BEEN WARNED ABOUT THIS IMPENDING ACTION. SHOULD THESE EVENTS PROCEED AS SCHEDULED, NO ACTION BY THE AK WILL BE NECESSARY.

4. IT MAY BE DESIRABLE, HOWEVER, AT THE APPROPRIATE TIME TO CONVEY TO THE SENAT OUR SUPPORT FOR THE DECISION NOW BEING IMPLEMENTED BY THE FRG AND TO REMIND THE SENAT THAT THE AK WILL CONTINUE TO APPLY EXISTING NUCLEAR EXPORT CONTROL REGULATIONS IN A MANNER COMPATIBLE WITH THE INTERNATIONAL CONSENSUS OF WHICH THE ALLIES ARE A PART. WE ASSUME THAT THE FRG WILL ALSO INFORM THE SENAT ABOUT THE AMENDMENTS TO ITS PRESENT REGULATIONS. WE WOULD APPRECIATE USBER CONFIRMATION OF OUR UNDERSTANDING OF CURRENTLY APPLICABLE AK ORDERS, AND USBER VIEWS ON HOW BEST TO PREPARE TO BACKSTOP THE FRG AND TO INSURE THAT US AND ALLIED ACTIONS IN WEST BERLIN ARE NOT OPEN TO UNJUST CRITICISM FROM BORSIG OR, POSSIBLY, FROM INDIA.

STOESSEL

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: HEAVY WATER, EXPORT LICENSES, NUCLEAR REACTORS, COMPRESSORS
Control Number: n/a
Copy: SINGLE
Sent Date: 27-Jan-1977 12:00:00 am
Decaption Date: 22 May 2009
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Errors: N/A
Expiration:
Film Number: D770030-0382
Format: TEL
From: BONN
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770114/aaaaalxf.tel
Line Count: 97
Litigation Code IDs:
Litigation Codes:
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Locator: TEXT ON-LINE, ON MICROFILM
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Office: ACTION SS
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